

PLATTSMOUTH CITY COUNCIL
May 5, 2014

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:00 o'clock p.m. on May 5, 2014 at City Hall in Plattsmouth Nebraska. Present were Mayor Michael C. Bowman and Council Members: John R. Porter, Jeanie Brookhouser, Terry D. Tilson, Steve Riese, Pat Dugan and Wanda Wiemer. Council Members Absent: Terry Kerns and Doug Derby. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, City Treasurer Roger Davis and City Attorney Roger Johnson.

Notice of this meeting was given in advance by publication in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. All proceedings hereafter shown were taken while the convened meeting was open to the public.

The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act and a copy of all documents being discussed at the meeting were available for inspection and indicated the location of such copies in the room where the meeting was being held.

ITEM 5-CITIZEN DELEGATION

Harlan Seyfer distributed a pamphlet on the Cass County Museum's celebration of the 300th Anniversary of the Discovery of the Platte River June 21, 2014 at the Cass County Museum and June 22, 2014 at the Schilling Wildlife Management Area, Plattsmouth, Nebraska.

7:02 p.m. Council Member Kerns arrived.

ITEM 6-MAYORAL PROCLAMATIONS

- A Mayor Bowman proclaimed May 6, 2014 as "Captain David Murdoch Day" in the City of Plattsmouth in recognition of his years of service in law enforcement to the citizens of the City of Plattsmouth

ITEM 7-CONSENT AGENDA:

Motion by Tilson, seconded by Brookhouser to approve Items A and B of the Consent Agenda and consider Item C separately.

- A Consider approval of the April 21, 2014 City Council Meeting Minutes
- B Consider recommendation of approval of a Special Designated License filed by Mayden Layne Enterprises d/b/a DC's Waterhole for a reception being held at Plattsmouth Community Center, 308 S. 18th Street, Plattsmouth on June 14, 2014 from 3:00 p.m. to 12:00 a.m.

ROLL CALL: Yes-Dugan, Wiemer, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM C

Council Member Tilson questioned a claim paid to Ted's Mower Sales and Service in the amount of \$5,834.00. City Administrator Erv Portis stated that it was for the purchase of a new mower for the Cemetery and it was budgeted. Motion by Tilson, seconded by Brookhouser to approve the Claims List as presented.

C Consider approval of claims

Claims Register Report
as of 5/5/2014

Vendor Name Amount

Payroll Claim

Pay Date: 5/2/14
Com Ctr 8643.16
EMS 8048.82
General 16152.36
Library 6625.93
Park and Cemetery 3307.2
Police 34810.24
Senior 1924.42
Street 13031.42
Water and Sewer 12892.82

105436.37

VARIOUS

AMERICAN FAMILY LIFE 665.91
AMERITAS LIFE INSURANCE CORP 12722.29
BLUE CROSS BLUE SHIELD 47380.67
CENTRAL UNITED LIFE INSURANCE 265.44
CITY TREASURER 716.66
COLLECTION SERVICES CENTER 186
DELTA DENTAL PLAN 2272.85
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 26211.7
MUTUAL OF OMAHA 730.88
NEBRASKA DEPARTMENT OF REVENUE 3602.61
PLATTSMOUTH STATE BANK 1074.62
THE UNION CENTRAL LIFE INSURANCE CO 155.02

Department : 01 - GENERAL ADMINISTRATION
BLACK HILLS ENERGY 636.59
DANA F COLE & COMPANY LLC 11310
FIRST BANKCARD 508.95
HEARTLAND TECHNOLOGY SOLUTIONS 500
KONICA MINOLTA BUSINESS SOLUTIONS 268.47
MICROFILM IMAGING SYSTEMS 70
NEBRASKA PLANNING & ZONING 160
NEBRASKA PUBLIC POWER DISTRICT 250.41
OLMSTED & PERRY ENGINEERING 119.79
PAYLESS OFFICE PRODUCTS 61.89
PITNEY BOWES INC 108
PLATTSMOUTH MAIN STREET ASSOCIATION 6000
SHERWIN WILLIAMS 34.29

Department : 02 - HUMANE/CODE ENFORCEMENT
LAMBERT VET SUPPLY 158.36
NEBRASKA PUBLIC POWER DISTRICT 154.97

Department : 03 - EMS
BLACK HILLS ENERGY 80.75
FOUR STAR LAUNDRY 5.75
LIFE-ASSIST INC 314.15
MATHESON TRI-GAS INC 73.36
MULLENAX AUTO SUPPLY 5.99
NEBRASKA PUBLIC POWER DISTRICT 267.2
OMAHA DOOR & WINDOW COMPANY 108.79

Department : 04 - POLICE
FIRST BANKCARD 608.45
JACK'S UNIFORMS & EQUIPMENT 34.95
JEFF HENRY CHEVROLET 178.74
KAHLER CONSTRUCTION 940
KONICA MINOLTA BUSINESS SOLUTIONS 36.03

Department : 05 - STREET
BLACK HILLS ENERGY 348.42
BOMGAARS SUPPLY 124.91
CONWAY OIL COMPANY 2304.6
HAMILTON EQUIPMENT 4937.96
JEFF HENRY CHEVROLET 25.74
JOHN DEERE CREDIT 89.96
LYMAN RICHEY CORPORATION 1846.38
NEBRASKA PUBLIC POWER DISTRICT 7742.25
OLMSTED & PERRY ENGINEERING 14336.53
PRO CHRYSLER DODGE JEEP RAM 78.89
RHOMAR INDUSTRIES INC 611.08
UNION PACIFIC RAILROAD COMPANY 4600

WHITE CAP CONSTRUCTION SUPPLY 199.96

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 657.95

BLACK HILLS ENERGY 90.04

CHARTER BUSINESS 16

DEMCO 197.52

FIRST BANKCARD 1242.2

GALE GROUP INC 54

KONICA MINOLTA BUSINESS SOLUTIONS 128.99

NEBRASKA PUBLIC POWER DISTRICT 426.92

OMAHA WORLD HERALD 231.4

WINDSTREAM 59.72

Department : 07 - PARK & REC

BLACK HILLS ENERGY 159.97

BOMGAARS SUPPLY 334.7

BRYAN ROCK PRODUCTS 5342.68

FERGUSON ENTERPRISES 150.46

NEBRASKA PUBLIC POWER DISTRICT 208.19

ODEYS INC 218

PIONEER MANUFACTURING COMPANY INC 41.85

WOODWORKERS UNLIMITED 8175

Department : 08 - CEMETERY

NEBRASKA PUBLIC POWER DISTRICT 52.63

TED'S MOWER SALES AND SERVICE 5834

WINDSTREAM 90.78

Department : 10 - FIRE

BLACK HILLS ENERGY 80.74

FIRST BANKCARD 155.33

NEBRASKA PUBLIC POWER DISTRICT 267.19

FOUR STAR LAUNDRY 5.78

FORT DEARBORN LIFE INSURANCE CO. 161.68

HEIMAN INC 243.5

Department : 11 - SENIOR CITIZEN CTR

BLACK HILLS ENERGY 262.64

FOUR STAR LAUNDRY 130.38

NEBRASKA PUBLIC POWER DISTRICT 779.71

COMPUTERS TO GO 118

Department : 12 - DEBT SERVICE

PLATTSMOUTH STATE BANK 76518.68

Department : 16 - ECONOMIC DEVELOPMENT

KASS KOUNTY KING KORN KLUB 8032.44

OLMSTED & PERRY ENGINEERING 1612.5

Department : 17 - COMMUNITY CENTER

BLACK HILLS ENERGY 2363.76
FIRST BANKCARD 34.97
NEBRASKA PUBLIC POWER DISTRICT 7017.35
ANDERSON ELECTRIC & PUMP SUPPLY 265
AQUA CHEM INC 211.97
BOMGAARS SUPPLY 202.76
CHOICE ELECTRIC INC 558.72
EGAN SUPPLY CO 233.25
FOUR STAR LAUNDRY 971.25
KONICA MINOLTA BUSINESS SOLUTIONS 108.26
MENARDS 1940.71
MR LANDSCAPE NURSERY 600
NE DOL/OFFICE OF SAFETY 36
STEPHANIE BRIDGES 61.26

Department : 18 - AQUATIC

BLACK HILLS ENERGY 20.3
FIRST BANKCARD 275.36
NEBRASKA PUBLIC POWER DISTRICT 139.16
BARONI ENTERPRISES 19.99
CHOICE ELECTRIC INC 816.06
FERGUSON ENTERPRISES 204.66
MURRAY BUILDING & SUPPLY 312.47
NATIONAL TICKET COMPANY 524.9
THE THOMPSON COMPANY 639.84
WINDSTREAM 47.83
UTILITY EQUIPMENT COMPANY 19.26

Department : 19 - ECONOMIC DEV - DTR PHASE 2

SOUTHEAST NE DEV DISTRICT 19793.81

Department : 20 - WATER

BLACK HILLS ENERGY 143.42
NEBRASKA PUBLIC POWER DISTRICT 7863.74
BOMGAARS SUPPLY 186.33
DANA F COLE & COMPANY LLC 3770
DUGAN BUSINESS FORMS 720.48
ENVIRONMENTAL RESOURCE ASSOCIATES 80.85
LYMAN RICHEY CORPORATION 195.67
MISSISSIPPI LIME COMPANY 411.5
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 120
ONE WORLD COMMUNITY CNTR 13.94
TRANSWOOD LOGISTICS INC 890.34
TYLER TECHNOLOGIES 90
USA BLUEBOOK 87.57

UTILITY EQUIPMENT COMPANY 65.56

Department : 24 - DRUG FORFEITURE
JEFF HENRY CHEVROLET 200

Department : 30 - SEWER
BLACK HILLS ENERGY 513.38
NEBRASKA PUBLIC POWER DISTRICT 2707.11
BOMGAARS SUPPLY 344.89
AGRIVISION 26.2
DUGAN BUSINESS FORMS 720.47
FERGUSON ENTERPRISES 33.22
OLMSTED & PERRY ENGINEERING 975

ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Porter. No-None.
Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Steve Perry, Olmsted & Perry Consulting Engineers Inc. reviewed the bids for the Public Works Utility Building at 444 13th Ave. and recommended bid award and contract to the low bidder, ISC Dynamics, for a lump sum base bid of \$102,400.00. Motion by Kerns, seconded by Porter to approve the bid award and contract to ISC Dynamics for the Public Works Utility Building at 444 13th Avenue for the lump sum base bid contract award of \$102,400.00 and authorize the Mayor to execute the construction contract. ROLL CALL: Yes-Riese, Dugan, Wiemer, Porter, Kerns, Brookhouser and Tilson. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 8 B

Steve Perry, Olmsted & Perry Consulting Engineers Inc. reviewed the bids for the 2014 Street Repair and Overlay Project and recommended bid award and contract to Tab Construction in the amount of \$409,903.98. Motion by Kerns, seconded by Porter to approve bid award and contract to Tab Construction in the amount of \$409,903.98 for the 2014 Street Repair and Overlay Project and authorize the Mayor to execute the construction contract. A completion date of August 31, 2014 was discussed. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Porter and Kerns. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Clinton Sloss-Metropolitan Area Planning Agency (MAPA) gave a presentation on the MAPA Heartland 2050 regional planning process and reviewed different scenarios. Mr. Sloss also gave some background information on the project. The connecting of trails (bike and foot) were discussed along with funding options.

ITEM 9 B

Council Member Riese introduced an Ordinance numbered and titled as follows: **ORDINANCE NO. 1875: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS MAY 9, 2014; TO REPEAL ORDINANCE NO. 1867 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Riese, seconded by Wiemer that the statutory rules requiring reading an ordinance on three different days be suspended and that Ordinance No. 1875 be adopted on first reading by title only. ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Porter. No-None. Absent-Derby. Abstain-None. MOTION CARRIED. Said ordinance was read by title only and thereafter Riese moved for final passage of the ordinance, which motion was seconded by Dugan. ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Porter, Kerns and Brookhouser. No-None. Absent-Derby. Abstain-None. MOTION CARRIED. Said ordinance as read in to the record by title only.

ITEM 9 C

Mayor Bowman indicated the need for the council to go in to Closed Session to protect the public interest with regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819. 7:37 p.m. Motion made by Riese, seconded by Brookhouser to convene to Closed Session to protect the public interest with regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819. ROLL CALL: Yes-Wiemer, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-Derby. Abstain-None. MOTION CARRIED. Mayor Bowman again stated that the Closed Session was to protect the public interest with regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819.

8:14 p.m. Motion by Riese, seconded by Tilson to reconvene in to regular session. On a voice vote, MOTION CARRIED.

ITEM 12

8:26 p.m. Motion by Porter, seconded by Kerns to adjourn. On a voice vote, MOTION CARRIED.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk